

1 JO ANN O'CONNOR
2 ROBERT O'CONNOR
3 3123 HILLSIDE DR
4 BURLINGAME, CA 94010

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6 Pro Se
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10 IN THE UNITED STATES DISTRICT COURT OF
11 NORTHERN CALIFORNIA
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14 JO ANN O'CONNOR, an individual, and
15 ROBERT H. O'CONNOR, an individual,

16 Plaintiffs,
17 vs.

18 CARRINGTON MORTGAGE SERVICES,
19 LLC,

20 Defendant.

21 Case No.: 14-CV-00210-DMR - CW

22 **NOTICE OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE
AS TO DEFENDANT CARRINGTON
MORTGAGE SERVICES, LLC.
PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

23 **DATE:**
TIME:
DEPT:
JUDGE: Hon. Claudia Wilken

24
25 PLEASE TAKE NOTICE that Plaintiff JO ANN O'CONNOR AND ROBERT H.
26 O'CONNOR ("Plaintiffs"), pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby
27 voluntarily dismisses all claims in this action without prejudice as to Defendant Carrington
28 Mortgage Services, LLC.

29 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

30 **(a) Voluntary Dismissal.**

31 **(1) By the Plaintiff.**

32 **(A) Without a Court Order.** Subject to Rules 23(e), 23.1(c), 23.2, and
33 66 and any applicable federal statute, the plaintiff may dismiss an
34 action without a court order by filing:

35 (i) a notice of dismissal before the opposing party serves either an
36 answer or a motion for summary judgment.

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39 2014 AUG 14 P 1:11
40 CLERK, U.S. DISTRICT COURT
41 NORTHERN DISTRICT OF CALIFORNIA

Defendant has never answered Plaintiff's Complaint, nor filed a motion for summary judgment. Accordingly, this matter may be dismissed without prejudice and without an Order of the Court.

Dated : August 12, 2014

Robert H. O'Connor
Robert H. O'Connor, Plaintiff Pro Se

Robert H. O'Connor - Plaintiff Pro Se

Jo Ann O'Connor
Jo Ann O'Connor - Plaintiff

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3 **CERTIFICATE OF SERVICE**

4 I, the undersigned, hereby certify that I am a citizen of the United States, over the age of 18
5 years and served on the Defendant in the manner checked below and on the date stated and
6 signed below.

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8 [XXX] **BY MAIL** – I served a true and correct copy of the above named documents by mail
9 by placing the same in a sealed envelope with postage fully prepaid, and depositing said
10 envelope in the U.S. Mail in San Francisco, California. Said envelope(s) was/were addressed
as listed below.

11 [] **VIA FACSIMILE** – I caused to be transmitted by facsimile machine a true copy of the
12 above named document(s), to the below listed, and the transmission was reported as
13 complete and without error.

14 [] **BY PERSONAL SERVICE** - I caused to be served by hand a true copy of the above
15 named documents as listed hereafter.

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18 Robert H. O'Connor – Plaintiff Pro Se

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20 Jo Ann O'Connor - Plaintiff